

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:  
Kristopher Kohl et al.

Serial No.: 09/658,907

Filed: September 11, 2000

For: "Closed Loop Additive Injection and  
Monitoring System for Oilfield  
Operations"

§  
§  
§  
§  
§  
§  
§  
§  
§  
§

Group Art Unit No.: 3672

Examiner: N/A

Atty Docket: 194-13026-CIP

RECEIVED

JUN 13 2001

TO 3600 MAIL ROOM

**PETITION FOR ADMISSION OF DECLARATION AND POWER OF ATTORNEY**

Applicants respectfully request the enclosed fully-executed declaration and power of attorney on the above-referenced application be admitted.

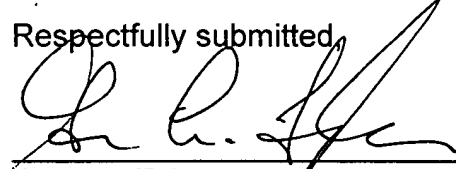
A petition (copy enclosed) was filed under 37 C.F.R. 1.47 on May 14, 2001.

The Commissioner is authorized to charge any additional fees or credit any over payment to Deposit Account No. 02-0429 (194-13026-CIP).

RECEIVED

JUL 6 2001

Respectfully submitted,

  
Gene L. Tyler  
Registration No. 35,395  
MADAN, MOSSMAN, & SRIRAM P.C.  
2603 Augusta, Suite 700  
Houston, Texas 77057-5640  
Telephone: 713/266-1130  
Facsimile: 713/266-8510

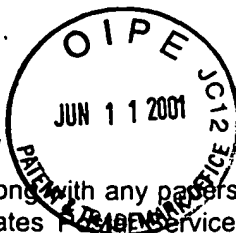
OFFICE OF PETITIONS  
DEPUTY A/C PATENTS

Date: June 7, 2001

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)**

I hereby certify that this correspondence, along with any referred to as enclosed or attached, is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this 7th day of June, 2001.

  
Beth Pearson-Naul



**EXPRESS MAIL CERTIFICATE**

I do hereby certify that this paper, along with any papers referred to as being attached or enclosed is being deposited with the United States Patent and Trademark Office, Express Mail Label No. EL695656820US, service under 37 CFR 1.10 on May 14, 2001, addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C.

*Beth Pearson-Naul*  
Beth Pearson-Naul

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

Kristopher T. Kohl, et al.

§  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§

Docket No: 194-13026-CIP

Serial No: 09/658,907

Art Unit: 3672

Filed: September 11, 2000

Title: "Closed Loop Additive Injection  
and Monitoring System for Oilfield  
Operations"

Examiner: N/A

**COPY**

**RECEIVED**

**RECEIVED**

JUL 06 2001

JUN 13 2001

The Commissioner of Patents  
and Trademarks  
Washington, DC 20231

OFFICE OF PETITIONS  
DEPUTY A/C PATENTS

TO 3600 MAIL ROOM

**PETITION IN SUPPORT OF APPLICATION FILED UNDER 37 C.F.R. 1.47(a) AND  
FEES UNDER 37 C.F.R. § 1.17(h )**

This is a petition for acceptance of a Declaration and Power of Attorney filed by a joint inventor on behalf of an unavailable joint inventor. In support of the petition, the following supporting facts are presented:

1. Messrs. Kristopher T. Kohl and C. Mitch Means are the named inventors in the above-identified application.


2. Mr. Kristopher T. Kohl was an employee of Baker Hughes Inc. (BHI) during the time the invention was made and has irrevocably assigned to BHI his entire worldwide right, title and interest in the invention thereby establishing BHI's proprietary interest in the invention. See **Exhibit A** which is a photocopy of the Declaration and Power of Attorney for the Parent Case, Ser. No. 09/218,067.
3. At the request of BHI and Mr. Means, the firm of Madan, Mossman & Sriram ("the Firm") was asked to prepare a CIP patent application based upon the Parent Case, Ser. No. 09/218,067 and additional information and developments supplied by Mr. Means.
4. The Firm prepared a CIP application, which was filed on September 11, 2000.
5. I, the undersigned attorney with the Firm, was assigned the task of preparing the above-identified CIP application, which, to protect the interests of BHI, was filed without the signatures of the inventors, Mr. Kohl and Mr. Means.
6. Upon receipt of a Notice of Missing Parts from the Patent and Trademark Office, Ms. Penny Pfeffer with BHI was requested to have Mr. Kohl and Mr. Means execute the declaration and power of attorney.

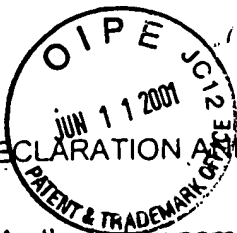
7. Mr. Means executed the documents which were then forwarded by Ms. Pfeffer to Mr. Kohl's Houston address. The documents were later returned as undeliverable and not picked up.
8. I contacted Mr. Kohl by phone at his place of employment on March 30, 2001. Mr. Kohl agreed that he would execute the declaration and power of attorney for the present case at that time, provided he was sent the documents. He also asked that he be contacted at his cell phone number, (713) 412-1201.
9. I contacted Ms. Pfeffer and she sent informed me that she had sent the declaration and power of attorney for the present case to Mr. Kohl according to his instructions.
10. I contacted Mr. Kohl at about 10:00 a.m. this morning at his cell phone number and asked him about the documents, informing him that today was the last day to file the declaration and power of attorney for the present application. He acknowledged that he had received the documents and that it was his intent to sign, but that he had not be able to sign because he had no access to a notary. I informed him that I needed to check the rules and I would call him right back. I determine that a notary would not be necessary and called him back shortly after the first call. There was no answer and I left a message asking Mr. Kohl to call me as soon as possible.

11. It is now 3:00 pm on this last day to file missing parts and Mr. Kohl has neither returned my call nor answered his cell phone on any of the half dozen calls made periodically since my first call this morning. It can only be concluded that Mr. Kohl has no intent to provide the required declaration and power of attorney for the present case prior to the abandonment date.
12. In order to protect the interests of BHI, it is necessary that the application be filed without the signature of the inventor, Mr. Kohl. The Applicant petitions the Examiner to declare co-inventor Kristopher T. Kohl unavailable and allow the present application to proceed to prosecution.

A fee of \$ 130.00 is believed to be due for this petition. The Commissioner is hereby authorized to charge this fee and any deficiency to **Deposit Account 02-0429 (194-13026-CIP)**.

Respectfully submitted,

  
Gene L. Tyler, Reg. No. 35,395  
Madan, Mossman & Sriram, P.C.  
2603 Augusta Suite 700  
Houston, Texas 77057-5638  
Tel: (713) 266-1130 ext. 122  
Fax: (713) 266-8510  
Attorney For Applicants  
May 14, 2001



## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below under my name.

I believe that I am the original, first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **WELLSITE CHEMICAL INJECTION AND MONITORING SYSTEM**, the specification of which was filed on December 21, 1998, receiving the Serial No. 09/218,067.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56 (a).

I hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

## PRIOR FOREIGN APPLICATION(S)

NUMBER	COUNTRY	(DAY/MONTH/YEAR FILED)	PRIORITY CLAIMED
_____	_____	_____	___YES ___NO

I hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

SERIAL NO.	FILING DATE	STATUS
_____	_____	_____

I hereby appoint, Paul S. Madan (Reg. No. 33,011), Paula D. Morris (Reg. No. 31,516), Kaushik P. Sriram (Reg. No. P43,150) M. Kathryn Tsirigotis (Reg. No. 34,127), David L. Mossman (Reg. No. 29,570), Patricia A. Meier (Reg. No. P43,798), Carl A. Rowold (Reg. No. 29,023), Stephen A. Littlefield (Reg. No. 27,923), Matt W. Carson (Reg. No. 33,662) and J. Albert Riddle (Reg. No. 33,443) my attorneys with full power of

substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Please address all correspondence regarding this application to:

Paul S. Madan  
Madan & Morris, PLLC  
2603 Augusta Drive, Suite 700  
Houston, TX 77057

Direct all telephone calls to Paul S. Madan at (713) 266-1130.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor: Kristopher T. Kohl

Residence: Houston, Texas 77043

Post Office Address: 1611 Imperial Crown  
Houston, TX 77043

Citizen Of: the United States of America

1/13/99  
Date

  
Kristopher T. Kohl

DOCKET NO.: 194-13026-CIP

SERIAL NO.: 09/658,907

DATE MAILED: 5-14-01

DATE DUE: \_\_\_\_\_

APPLICANT: Kohl et al.

TITLE: Closed Loop Additive  
Injection and Monitoring  
System for Oilfield Operations

The Patent & Trademark Office acknowledges receipt of and has stamped hereon the date of receipt of the items checked:

- ☐ Patent Application: \_\_\_\_\_ UTILITY / CONTINUATION  
\_\_\_\_\_ PROVISIONAL \_\_\_\_\_ CPA \_\_\_\_\_ CIF  
\_\_\_\_\_ DIV \_\_\_\_\_ PCT  
Cover Pg. \_\_\_\_\_ (Y/N) (\_\_\_\_\_ Total No. Page:  
Specification \_\_\_\_\_ pages Claims (\_\_\_\_\_ pa  
Abstract (\_\_\_\_\_ pages  
☐ \_\_\_\_\_ Sheets of Drawing(s) Formal \_\_\_\_\_ Informal \_\_\_\_\_  
☐ Trademark/Service Mark Application \_\_\_\_\_ no. c  
ITU \_\_\_\_\_ Use-Based \_\_\_\_\_  
☐ Specimens \_\_\_\_\_  
☐ Drawing Sheet \_\_\_\_\_  
☐ Amendment \_\_\_\_\_ Preliminary \_\_\_\_\_ After Ne  
☐ Appeal Notice \_\_\_\_\_  
☐ Assignment and Recordation Cover Sheet \_\_\_\_\_  
☒ Declaration & Power of Attorney \_\_\_\_\_  
☐ Information Disclosure Stmt-Form 1449 (w/ \_\_\_\_\_ re  
☐ Supp. Information Disclosure Stmt-Form 1449 (w/ \_\_\_\_\_  
☐ Issue Fee - Base/Balance ☐ Fee for Advance Co  
☐ Change of Correspondence Address \_\_\_\_\_  
☐ Petition for \_\_\_\_\_  
☒ Petition for Extension of Time (4 mo.) \_\_\_\_\_  
☐ Power of Atty \_\_\_\_\_ Original \_\_\_\_\_ Substitute \_\_\_\_\_  
☐ Response to \_\_\_\_\_  
☐ Transmittal Letter (Charge Deposit Acct: 02-0  
☐ Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_  
☒ Other: Petition in Support of Applica  
Amend. Pet. and Fee to Correct  
Orig. Named Inventors, Assent of  
and Statement of Facts